

that are used for projects described in section 602(c)(4)(B).

“(iv) OVERSIGHT.—The Secretary may delegate oversight and administration of the requirements described in clause (iii) to the appropriate Federal agency.

“(C) AVAILABILITY.—Funds provided under a payment made under this section to a metropolitan city, nonentitlement unit of local government, or county shall remain available for obligation for a use described in subparagraph (A) through December 31, 2024, except that no amount of such funds may be expended after September 30, 2026.”.

(b) TECHNICAL AMENDMENTS.—Sections 602(c)(3) and 603(c)(3) of title VI of the Social Security Act (42 U.S.C. 802(c)(3), 803(c)(3)) are each amended by striking “paragraph (17) of”.

(c) GUIDANCE AND EFFECTIVE DATE.—

(1) GUIDANCE OR RULE.—Within 60 days of the date of enactment of this Act, the Secretary of the Treasury, in consultation with the Secretary of Transportation, shall issue guidance or promulgate a rule to carry out this section.

(2) EFFECTIVE DATE.—The amendments made by this section shall take effect upon the issuance of guidance or the promulgation of a rule described in paragraph (1).

(d) DEPARTMENT OF THE TREASURY ADMINISTRATIVE EXPENSES.—

(1) IN GENERAL.—Notwithstanding any other provision of law, the unobligated balances from amounts made available to the Secretary of the Treasury (referred to in this subsection as the “Secretary”) for administrative expenses pursuant to the provisions specified in paragraph (2) shall be available to the Secretary (in addition to any other appropriations provided for such purpose) for any administrative expenses of the Department of the Treasury determined by the Secretary to be necessary to respond to the coronavirus emergency, including any expenses necessary to implement any provision of—

(A) the Coronavirus Aid, Relief, and Economic Security Act (Public Law 116-136);

(B) division N of the Consolidated Appropriations Act, 2021 (Public Law 116-260);

(C) the American Rescue Plan Act (Public Law 117-2); or

(D) title VI of the Social Security Act (42 U.S.C. 801 et seq.).

(2) PROVISIONS SPECIFIED.—The provisions specified in this paragraph are the following:

(A) Sections 4003(f) and 4112(b) of the Coronavirus Aid, Relief, and Economic Security Act (Public Law 116-136).

(B) Section 421(f)(2) of division N of the Consolidated Appropriations Act, 2021 (Public Law 116-260).

(C) Sections 3201(a)(2)(B), 3206(d)(1)(A), and 7301(b)(5) of the American Rescue Plan Act of 2021 (Public Law 117-2).

(D) Section 602(a)(2) of the Social Security Act (42 U.S.C. 802(a)(2)).

SA 2585. Mr. DAINES submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of division I, add the following:
SEC. 90009. CBO ANALYSIS OF ECONOMIC EFFECTS.

The Congressional Budget Office shall submit to Congress a report that provides an

analysis of the economic effects of this Act and the amendments made by this Act with respect to each of fiscal years 2021 through 2031, which shall include an analysis of the effects on the gross domestic product of, employment in, wages in, and inflation in the United States.

SA 2586. Mr. SULLIVAN (for himself, Ms. MURKOWSKI, Ms. HIRONO, and Mr. SCHATZ) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in division I, insert the following:

SEC. —. EXTENSION OF COVERAGE OF CORONAVIRUS RELIEF FUND PAYMENTS TO TRIBAL GOVERNMENTS.

Section 601(d)(3) of the Social Security Act (42 U.S.C. 801(d)(3)) is amended by inserting “(or, in the case of a Tribal government, December 31, 2022)” after “December 31, 2021”.

SA 2587. Ms. CANTWELL submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of section 40113 of division D, add the following:

(e) CROSS BORDER FLOOD PROTECTION.—

(1) DEFINITIONS.—In this subsection:

(A) ASSISTANT SECRETARY.—The term “Assistant Secretary” means the Assistant Secretary of the Army for Civil Works.

(B) COLUMBIA RIVER TREATY.—The term “Columbia River Treaty” means the Treaty Relating to Cooperative Development of the Water Resources of the Columbia River Basin, signed at Washington January 17, 1961 (15 UST 1555; TIAS 5638).

(2) AUTHORIZATION.—To maintain and ensure the current level of domestic flood protection provided under the Columbia River Treaty, the Assistant Secretary may make expenditures for the purpose of—

(A) constructing, enhancing, or maintaining Columbia River Basin flood risk management projects in the United States; and

(B) acquiring flood risk management services from the Province of British Columbia, or a crown corporation owned by the Province of British Columbia.

(3) CRITERIA.—Expenditures authorized under paragraph (2) shall—

(A) take into account changing water cycles and the likelihood of more frequent and intense severe weather events;

(B) be included in the annual budget for civil works submitted by the Assistant Secretary to Congress; and

(C) occur after September 16, 2024.

(4) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Assistant Secretary to carry out this subsection \$800,000,000 for the period of fiscal

years 2022 through 2026, to remain available until expended.

SA 2588. Ms. CANTWELL submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 1379, line 6, strike “and”.

Beginning on page 1379, strike line 7 and all that follows through page 1380, line 2, and insert the following:

(B) establish financial performance metrics; and

(C) comply with all applicable Federal laws and applicable Federal Tribal trust and treaty responsibilities.

(3) ENGAGEMENT.—Prior to issuing the updated financial plan required under paragraph (1), the Administrator shall, in a manner determined by the Administrator—

(A) engage with Indian Tribes, power and transmission customers, and other stakeholders with respect to a draft of the updated plan; and

(B) consider as a relevant factor any recommendations from Indian Tribes, power and transmission customers, and other stakeholders regarding prioritization of asset investments.

(c) CONSULTATION.—The Administrator shall, in a manner determined by the Administrator, use periodic program reviews to engage with Indian Tribes, power and transmission customers, and other stakeholders with respect to the financial and cost management efforts of the Administrator.

(d) USE OF FUNDS.—In using funds derived from the borrowing authority made available by subsection (a), the Administrator shall, in a manner determined by the Administrator and consistent with all applicable laws, implement policies that are consistent with—

(1) applicable Tribal trust and treaty responsibilities;

(2) obtaining the widest possible diversified use of electric energy at the lowest possible power and transmission rates consistent with sound business principles; and

(3) protecting, mitigating, and enhancing the fish and wildlife, including related spawning grounds and habitat, of the Columbia River and its tributaries, particularly anadromous fish.

On page 1380, line 3, strike “(d)” and insert “(e)”.

On page 1385, line 21, insert “, affected Indian Tribes,” after “Canada”.

On page 1386, line 14, strike “and”.

On page 1386, line 19, strike the period and insert a semicolon.

On page 1386, between lines 19 and 20, insert the following:

(E) to mitigate impacts to fish resources and water quality resulting from the rehabilitation and enhancement under this subsection; and

(F) to avoid or alternatively minimize any reduction in the payments required by—

(i) section 4(b) of the Confederated Tribes of the Colville Reservation Grand Coulee Dam Settlement Act (Public Law 103-436; 108 Stat. 4578); and

(ii) section 5 of the Spokane Tribe of Indians of the Spokane Reservation Equitable Compensation Act (Public Law 116-100; 133 Stat. 3258).

On page 1387, line 24, strike “and”.

On page 1388, line 3, strike the period and insert the following: “; and”.

On page 1388, between lines 3 and 4, insert the following:

(E) affected Indian Tribes.

SA 2589. Ms. CANTWELL submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 1463, line 3, strike “maritime” and insert “recreational or commercial marine”.

On page 1463, line 6, strike “maritime” and insert “recreational or commercial marine”.

On page 1463, lines 9 and 10, strike “maritime” and insert “recreational or commercial marine”.

On page 1548, line 18, strike “maritime” and insert “recreational or commercial marine”.

On page 1548, line 23, strike “maritime” and insert “recreational or commercial marine”.

On page 1549, line 3, strike “maritime” and insert “recreational or commercial marine”.

On page 1549, line 6, strike “maritime” and insert “recreational or commercial marine”.

On page 1549, line 25, strike “maritime” and insert “recreational or commercial marine”.

On page 1621, line 19, strike “maritime” and insert “recreational or commercial marine”.

SA 2590. Mr. CRUZ submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of division I, add the following:
SEC. 90009. DESIGNATION OF CERTAIN AIRPORTS AS PORTS OF ENTRY.

(a) IN GENERAL.—The President shall—

(1) pursuant to the Act of August 1, 1914 (38 Stat. 623, chapter 223; 19 U.S.C. 2), designate each airport described in subsection (b) as a port of entry; and

(2) terminate the application of the user fee requirement under section 236 of the Trade and Tariff Act of 1984 (19 U.S.C. 58b) with respect to the airport.

(b) AIRPORTS DESCRIBED.—An airport described in this subsection is an airport that—

(1) is a primary airport (as defined in section 47102 of title 49, United States Code);

(2) is located not more than 30 miles from the northern or southern international land border of the United States;

(3) is associated, through a formal, legal instrument, including a valid contract or governmental ordinance, with a land border crossing or a seaport not more than 30 miles from the airport; and

(4) through such association, meets the numerical criteria considered by U.S. Customs and Border Protection for establishing a port of entry, as set forth in—

(A) Treasury Decision 82-37 (47 Fed. Reg. 10137; relating to revision of customs criteria

for establishing ports of entry and stations), as revised by Treasury Decisions 86-14 (51 Fed. Reg. 4559) and 87-65 (52 Fed. Reg. 16328); or

(B) any successor guidance or regulation.

On page 443, lines 4 and 5, strike “in the first sentence by striking” and insert the following: “in the first sentence—

(1) by inserting “clauses (i) and (iv) of subsection (c)(38)(A),” after “subsection (c)(37),”; and

(2) by striking

SA 2591. Mr. MORAN submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title I of division D, add the following:

SEC. 40114. SOUTHWESTERN POWER ADMINISTRATION FUND.

(a) DEFINITIONS.—In this section:

(1) ADMINISTRATOR.—The term “Administrator” means the Administrator of the Southwestern Power Administration.

(2) FUND.—The term “Fund” means the Southwestern Power Administration Fund established by subsection (b).

(b) ESTABLISHMENT OF FUND.—There is established in the Treasury of the United States a fund, to be known as the “Southwestern Power Administration Fund”, consisting of—

(1) all receipts, collections, and recoveries of the Southwestern Power Administration, including trust funds;

(2) appropriations to the Fund; and

(3) amounts transferred to the Fund under subsection (c); and

(4) amounts deposited in the Fund under the first proviso in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “DEPARTMENT OF ENERGY” in title III of the Energy and Water Development Appropriations Act, 2005 (118 Stat. 2956; 16 U.S.C. 825s-4).

(c) TRANSFERS TO FUND.—There are transferred to the Fund—

(1) unexpended balances in the continuing fund pursuant to the 11th paragraph under the heading “OFFICE OF THE SECRETARY” in title I of the Act of October 12, 1949 (63 Stat. 767, chapter 680; 16 U.S.C. 825s-1);

(2) unexpended balances in the advanced payment fund pursuant to the first proviso in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “Department of Energy” in title III of the Energy and Water Development Appropriations Act, 2005 (118 Stat. 2956; 16 U.S.C. 825s-4); and

(3) unexpended balances in the offsetting collections fund pursuant to the fourth and fifth provisos in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “DEPARTMENT OF ENERGY” in title III of the Energy and Water Development and Related Agencies Appropriations Act, 2010 (123 Stat.

2869; 16 U.S.C. 825s-7) (as in effect on the day before the date of enactment of this Act).

(d) AVAILABILITY.—Amounts in the Fund shall remain available until expended.

(e) USE.—Amounts in the Fund shall be used by the Secretary, acting through the Administrator, for expenses necessary for—

(1) operation and maintenance of power transmission facilities;

(2) marketing electric power and energy;

(3) construction and acquisition of transmission lines, substations, and appurtenant facilities; and

(4) administrative expenses in carrying out the duties of the Secretary under—

(A) section 5 of the Act of December 22, 1944 (commonly known as the “Flood Control Act of 1944”) (58 Stat. 890, chapter 665; 16 U.S.C. 825s); and

(B) section 1232 of the Energy Policy Act of 2005 (42 U.S.C. 16431).

(f) OBLIGATIONS.—The Secretary, acting through the Administrator, may incur obligations for authorized purposes in advance of appropriations to be liquidated by the Fund.

(g) EXCESS FUNDS.—Annually, the Secretary, acting through the Administrator, shall transfer excess amounts in the Fund to the Treasury of the United States as miscellaneous receipts.

(h) APPLICABLE LAW.—The provisions of chapter 91 of title 31, United States Code, shall apply to the Administrator in carrying out this section in the same manner as the provisions apply to a wholly owned Government corporation (as defined in section 9101 of that title).

(i) CONFORMING AMENDMENTS.—

(1) The first proviso in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “Department of Energy” in title III of the Energy and Water Development Appropriations Act, 2005 (118 Stat. 2956; 16 U.S.C. 825s-4) is amended—

(A) by striking “in fiscal year 2005” and inserting “on the date of enactment of the Infrastructure Investment and Jobs Act”; and

(B) by striking “credited to this account” and inserting “deposited in the Southwestern Power Administration Fund established by section 40114(b) of the Infrastructure Investment and Jobs Act”.

(2) The fourth and fifth provisos in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “Department of Energy” in title III of the Energy and Water Development and Related Agencies Appropriations Act, 2010 (123 Stat. 2869; 16 U.S.C. 825s-7) are repealed.

SA 2592. Mr. HEINRICH (for himself and Mr. CORNYN) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 2585, line 5, insert “*Provided further*, That the Administrator shall use not less than \$25,000,000 of the amounts made available under this paragraph in this Act in each of fiscal years 2022 through 2026 to provide wastewater assistance under section 307